

February 7, 1992 LB 971, 1011

position is vacated midterm, then the other eight board members do elect the ninth board member. At the present time, it is unclear and the Governor did make that appointment. It is not a big deal but I think it is clarifying up a gray area. Are there questions?

PRESIDENT MOUL: Thank you, Senator Schrock. Senator Coordsen.

SENATOR COORDSEN: Thank you, Madam President, and members of the body. No questions, I just rise to support this bill. This is a process that is used in the other grain checkoff boards. I don't know how it came about to be in the method that it is in the corn board, but this will bring uniformity between all of the boards, so I would encourage your support of this particular bill. Thank you.

PRESIDENT MOUL: Thank you, Senator Coordsen. Does anyone else wish to speak to the bill? Seeing none, do you have closing, Senator Schrock? Closing is waived. We will now vote on the motion to advance LB 971. All those in favor please vote aye, opposed nay. Have you all voted on the motion to advance LB 971? Please record, Mr. Clerk.

CLERK: 25 ayes, 0 nays, Madam President, on the advancement of 971.

PRESIDENT MOUL: LB 971 is advanced. LB 1011.

CLERK: LB 1011 introduced by Senators Schrock, Chizek, Cudaback, Dierks, Nelson. (Read title.) The bill was introduced on January 2 of this year, referred to the Agriculture Committee, advanced to General File. I have no amendments to the bill, Madam President.

PRESIDENT MOUL: Thank you, Mr. Clerk. Senator Schrock.

SENATOR SCHROCK: Madam President, members of the Legislature, LB 1011 was a bill that I introduced because of a concern of a constituent. Attorney Claude Berreckman, Jr., from Cozad, had represented a client who was knocked down by a dog. Her hip was broken and she failed to recover damages because she did not have a wound. So we are adding to this statute the word "injury." It is a very simple bill. I think it is a flaw in our law, and the State Supreme Court said she could not recover damages because of this act. An 89-year old lady broke her hip